APR - 5 2004

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TELECOPY COVER SHEET

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Date:

April 5, 2004

TO:

Name:

Examiner Anthony D. Stashick of Art Unit 3728

Company:

U.S. Patent and Trademark Office

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FROM:

Sender:

Andrew L. Jagenow, Esq.

Number of Pages INCLUDING This Cover Sheet:

21

Client:

U.S.S.N. 09/915,216 Attorney Docket No. ADI-074

Comments:

Attached, please find an Amendment and Response and associated papers.

Sincerely,

Andrew L. Jagenow

3048636

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PATENT Attorney Docket No. ADI-074 (257/40)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S):

Berger et al.

SERIAL NO.:

09/915,216

GROUP NO.:

3728

FILING DATE:

July 25, 2001

EXAMINER:

A. D. Stashick

TITLE:

Climate Configurable Sole and Shoe

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, and any document(s) referred to as attached hereto, is/are being transmitted to the United States Patent and Trademark Office, Facsimile No. (703) 872-9306 on this ______ day of April, 2004.

Andrew L. Jagenow

Mail Stop Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith are:

- 1. Transmittal Form (1 pg.); and
- 2. Amendment and Response (18 pgs.).

3047287_1

			Application Serial Number		09/915,216		
TRANSMITTAL FORM			Filing Date		July 25, 2001		
			First Named Inventor		Berger		
			Group Art Unit		3728		
			Examiner Nam	Examiner Name		A.D. Stashick	
			Attorney Docket No.		ADI-074		
			Patent No.		Not applicable		
			Issue Date		Not applicable		
ENCLOSURES (check all that apply)							
☐ Fe	e Transmittal Form		Copy of Notice t Parts of Applicat	o File Missing		Notice of Appeal to Board of Patent Appeals and Interferences	
	Check Attached Copy of Fee Transmittal Form		Formal Drawing			Appeal Brief (in triplicate)	
Ø	Amendment/Response		Request For Continued Examination (RCE)			Status Inquiry	
	☐ Preliminary ☐ After Final		Transmittal			Return Receipt Postcard	
	Affidavits/declaration(s) Letter to Official Draftsperson		Power of Attorney (Revocation of Prior Powers)			Certificate of First Class Mailing under 37 C.F.R. 1.8	
	including Drawings [Total Sheets]		Terminal Disclaimer		×	Certificate of Facsimile Transmission under 37 C.F.R. 1.8	
	Petition for Extension of Time		Executed Decla of Attorney for Patent Applicat	ration and Power Utility or Design ion		Additional Enclosure(s) (please identify below)	
	Information Disclosure		Small Entity St	Small Entity Statement			
	Form PTO-1449 Copies of IDS Citations		CD(s) for large table or computer program				
	Document(s) Sequence Listing submission Paper Copy/CD Computer Readable Copy		Amendment After Allowance Request for Certificate of Correction Certificate of Correction (in duplicate)				
	Statement verifying identity of above						
CORRESPONDENCE ADDRESS				SIGNATURE B	LOCK	Respectfully submitted,	
Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibe 125 High Street Boston, MA 02110 Tel. No.: (617) 248-70 Fax No.: (617) 248-71			Chibeault, LLP 0 8-7000	Date: April 5, 2004 Reg. No. 51,842 Tel. No.: (617) 310-8671 Fax No.: (617) 248-7100		Andrew L. Jagenow Attorney for the Applicants Testa, Hurwitz & Thibcault, LLP 125 High Street Boston, MA 02110	

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